



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

September 21, 1998

Ms. Patrice M. Benford
Assistant City Attorney
Criminal Law and Police Division
City of Dallas
Municipal Building
Dallas, Texas 75201

OR98-2254

Dear Ms. Benford:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 118294.

The Dallas Police Department (the "department") received a request for an offense report. You assert that the report, which was submitted to this office for review, is confidential under section 552.101 in conjunction with section 58.007 of the Family Code. Section 552.101 excepts from required public disclosure information that is made confidential by law, including information made confidential by statute. Section 58.007(c) of the Family Code reads in pertinent part as follows:

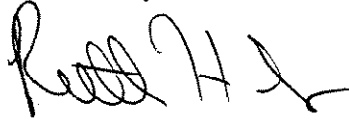
Except as provided by Subsection (d), law enforcement records and files concerning a child may not be disclosed to the public

Subsection (d), which concerns the transfer of records in certain circumstances, is apparently inapplicable here. We believe section 58.007(c) makes confidential the requested records. *See also* Fam. Code § 51.02(2) (defining "child"). Accordingly, the department must not release to the requestor the requested report.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Ruth H. Soucy', with a stylized flourish at the end.

Ruth H. Soucy
Assistant Attorney General
Open Records Division

RHS/ch

Ref: ID# 118294

Enclosures: Submitted documents

cc: Mr. Tony Mazy
1700 Pacific, Suite 2909
Dallas, Texas 75201
(w/o enclosures)